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April 23, 2003

Commissioner for Patents Washington, D.C. 20231

Re:

U.S. Utility Patent Application

Appl. No. 09/688,371; Filed: October 12, 2000

For: Recombinant, Replication Defective CELO Virus

and CELO Virus DNA

Inventors:

Cotten et al.

Our Ref:

0652.2150001/EKS/PAJ

Sir:

Transmitted herewith for appropriate action are the following documents:

- Fee Transmittal for FY 2003; 1.
- 2. Notice of Appeal From the Examiner to the Board of Patent Appeals and Interferences - Large Entity;
- Petition for Extension of Time Under 37 C.F.R. § 1.136(a)(1); 3.
- 4. Amendment and Reply Under 37 C.F.R. § 1.116;
- 5. Credit Card Payment Form; and
- 6. One return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents April 23, 2003 Page 2

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

Peter A. Jackman

Attorney for Applicants

Registration No. 45,986

PAJ:aye Enclosures

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Approved for use through 10/31/2002. OMB 0651-0032 Pate of Trademark Office: U.S. DEPARTMENT OF COMBERCE Under the Paperwork Reduction of information unless it displays a valid OMB control number.						
FEE TRANSMITTAL					C mplete if Known	
		Applica	tion N	umber	09/688,371	
for FY 2003 APR 2 3 20	as E	Filing D	ate		October 12, 2000	
Patent fees are subject to annual revision.		First Na	med I	nvento		8 2003
☐ Applicant claims small entity status. See 37 CF 1.27		Examiner Name		ne	Foley, S. / LIH CEWI	
		- Group Art Unit			1648 CE/VI	ER 1600
TOTAL AMOUNT OF PAYMENT (\$)1,250.00		Attorne	y Docl	ket No.	0652.2150001/EKS/PAJ	1000/
METHOD OF PAYMENT (check all that apply)				FI	EE CALCULATION (continued)	
☐ Check ☑ Credit card ☐ Money Order ☒ Other* ☐ None  ** Charge any deficiencies or credit any overpayments in the fees or fee calculations of Parts 1, 2 and 3 below to Deposit Account No. 19-0036.		DDITIO Entity		EES	<u>ty</u>	
□ Deposit Account	Fee		Fee	Fee	Fee Description	
Deposit Account Number 19-0036	Code	(\$)	Code	(\$)		Fee Paid
Deposit Account Name: Sterne, Kessler, Goldstein & Fox P.L.L.C.	1051	130	2051	65	Surcharge - late filing fee or oath	
The C mmissioner is authorized to: (check all that apply)	1502	50	2052	25	Surcharge-late provisional filing fee or cover sheet	
☐Charge fee(s) indicated below ☐Credit any over payments	1053	130	1053	130	Non-English specification	
Charge any additional fee(s) during the pendency of this application	1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.	1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
-	1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
	1251	110	2251	55	Extension for reply within first month	
	1252	410	2252	205	Extension for reply within second month	
FEE CALCULATION	1253	930	2253	465	Extension for reply within third month	930.00
1. BASIC FILING FEE	1254	1,450	2254	725	Extension for reply within fourth month	
Large Entity Small Entity	1255	1,970	2255	985	Extension for reply within fifth month	
Fee Fee Fee Fee Description Fee Paid	1401	320	2401	160	Notice of Appeal	320.00
Code (\$) Code (\$)	1402	320	2402	160		520.00
1001 750 2001 375 Utility filing fee			l		Filing a brief in support of an appeal	
1002 330 2002 165 Design filing fee	1403	280	2403	140	Request for oral hearing	
1003 520 2003 260 Plant filing fee	1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1004 750 2004 375 Reissue filing fee	1452	110	2452	55	Petition to revive - unavoidable	
1105 160 2005 80 Provisional filing fee	1453	1,300	2453	650	Petition to revive - unintentional	
CURTOTAL (4) (C) 0.00	1501	1,300	2501	650	Utility issue fee (or reissue)	
SUBTOTAL (1) (\$) 0.00	1502		2502	235	` ` ` ` ` ` ` <b> </b>	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE Fee from	1502	470	2502	233	Design issue fee	
Extra below Fee Paid	1503	630	2503	315	Plant issue fee	
Total Claims 30 - 55** = 0 X 18 = 0.00	1460	130	1460	130	Petitions to the Commissioner	
Indep. Claims 2 - 3** = 0 X 84 = 0.00	1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
Multiple Dependent =	100/	30	1007	50	Trocessing ree under 57 OFA 1.17(q)	
Large Entity Small Entity	1806	180	1806	180	Submission of Information Disclosure Stmt	
Fee Fee Fee Fee Fee Description Code (\$)	8021	40	8021	40	Recording each patent assignment per	

1202 18 2202 9 Claims in excess of 20 Filing a submission after final rejection (37 CFR 1.129(a)) 750 2809 1809 375 Independent claims in excess of 3 1201 84 2201 42 1810 750 2810 375 For each additional invention to be examined (37 CFR 1.129(b)) 1203 280 2203 140 Multiple dependent claim, if not paid 1204 84 2204 42 \*\*Reissue independent claims 1801 750 2801 Request for Continued Examination (RCE) over original patent Request for expedited examination of a design application 1802 1802 900 900 1205 18 2205 9 \*\*Reissue claims in excess of 20 and over original patent Other fee (specify) SUBTOTAL (2) (\$) <u>0.00</u>

or number previously paid, if greater; For Reissue, see above

 Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 1,250.00

SUBMITTED BY Complete (if applicable) Registration No. (Attorney/Agent) 202-371-2600 Peter A. Jackman 45,986 Name (Print/Type) Telephone ナメン Date Signature 4/23 03

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND T: Commissioner for Patents, Washington, DC 20231.